



IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): David D. Bohn

Confirmation No.: 3468

Application No.: 10/066,452

Examiner: Thanh X. Luu

Filing Date: Jan. 30, 2002

Group Art Unit: 2878

Title: POSITION SENSING DEVICE HAVING A MOVABLE PHOTOSENSING ELEMENT

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.97(b), or  
(Within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits; whichever occurs last)
- ☒ under 37 CFR 1.97(c) together with either a  
☒ Statement under 37 CFR 1.97(e), or  
☐ a \$180.00 fee under 37 CFR 1.17(p), or  
(After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97 (d) together with a  
☐ Statement under 37 CFR 1.97(e)(1) or (2), and  
☐ a \$180.00 fee set forth in 37 CFR 1.17(p).  
(Filed after final action, a notice of allowance, on or before payment of the issue fee)

Please charge to Deposit Account **08-2025** the sum of \$0.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **08-2025** pursuant to 37 CFR 1.25.

☒ Applicant(s) submit herewith Form PTO 1449 - Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

☐ A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individual(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

It is requested that the information disclosed herein be made of record in this application.

"Express Mail" label no. **EV 106959323 US**

Date of Deposit **June 16, 2003**

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, Alexandria, VA 22313-1450.

By: Kalyn Black

Typed Name: **Kalyn Black**

Respectfully submitted,

**David D. Bohn**

By Robert W. Nelson

**Robert W. Nelson, Esq.**

Attorney/Agent for Applicant(s)

Reg. No. **37,898**

Date: **June 16, 2003**

Telephone No.: **(303) 298-9888**

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STATEMENT UNDER 37 CFR 1.97(e)

Sir:

The undersigned hereby certifies that either:

- (X) Each item of information contained in the Information Disclosure Statement was cited for the first time in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- ( ) No item of information contained in the Information Disclosure Statement
- was cited in a communication from a foreign patent office in a counterpart foreign application, and
  - to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,  
David D. Bohn

By *R. W. Nelson*  
Robert W. Nelson, Esq.  
Attorney/Agent for Applicant(s)  
Reg. No. 37,898

Date: June 16, 2003

Telephone No.: (303) 298-9888

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## PATENT APPLICATION

Sheet 1 of 1

FORM PTO-1449

LIST OF PATENTS AND PUBLICATIONS FOR  
APPLICANT'S INFORMATION DISCLOSURE  
STATEMENT

(Use several sheets if necessary)

ATTY. DOCKET NO.

10971959-5

APPLICATION NO.

10/066,452

CONFIRMATION NO.

3468

APPLICANT

David D. Bohn

FILING DATE

Jan. 30, 2002

GROUP

2878

## REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	PUBLICATION DATE	NAME	Pages, Columns, Lines Where Relevant Passages or Figures Appear
	1A	5,552,597	Sep. 3, 1996	McConica	
	1B	5,644,139	July 1, 1997	Allen et al.	
	1C	5,852,686	Dec. 22, 1998	Kubo et al.	
	1D				
	1E				
	1F				
	1G				
	1H				
	1I				
	1J				
	1K				

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	PUBLICATION DATE	NAME OF PATENTEE OR APPLICANT	Pages/Columns/Lines Where Relevant Passages/Figures Appear	Check if Translation attached
	1L	WO 94/10652	11.05.1994	MAK		
	1M	EP 0944237A2	22.09.1999	Hewlett-Packard Co.		
	1N	EP 0800307A2	08.10.1997	Hewlett-Packard Co.		
	1O	EP 0732840A3	15.09.1999	Hewlett-Packard Co.		
	1P	EP 0732840A2	18.09.1996	Hewlett-Packard Co.		

## OTHER REFERENCES (including Author, Title, Date, Pertinent Pages, etc.)

1Q	EPC Application No. 0426108A1 for Applicants Kuraray Co., LTD, Nihon Electronics Co., LTD and Mitsubishi Corporation Dated 08.05.1991 for SHEET-LIKE PAD FOR USE WITH OPTICAL READER
1R	European Patent Office Search Report for Application No. EP 00109597.5 Dated 28.03.2003
1S	

EXAMINER

DATE CONSIDERED

FORM PTO-1449

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		DOCUMENT NUMBER	PUBLICATION DATE	NAME OF PATENTEE OR APPLICANT	Pages/Columns/Lines Where Relevant Passages/Figures Appear	Check if Translation attached
	1L	EP 0944237A3	04.04.2001	Hewlett-Packard Co.		
	1M	EP 0800307A3	16.09.1998	Hewlett-Packard Co.		
	1N					
	1O					
	1P					

## OTHER REFERENCES (including Author, Title, Date, Pertinent Pages, etc.)

	1Q	
	1R	
	1S	
EXAMINER	DATE CONSIDERED	

